



BY THE
LORD LIEUTENANT
AND
COUNCIL

J^o. BERKELEY,



WHEREAS we are highly sensible of the many and great inconveniences, which His Majesties good Subjects in this Kingdome are too frequently brought under by the multitude of causeless presentments and Indictments, which are usually prosecuted at the Assizes and Sessions, rather out of malice or revenge than for the furtherance of justice; as also by the immoderate exaction of Fees in Clerks of the Crown, Clerks of the peace, Sheriffs and Gaolers, which do not onely disturb the peace and quiet of this Kingdome by the continual creating of animosities, and vexations, but do also very much impoverish and disable the Subjects by exposing them to unnecessary and excessive charges. For the preventing and remedying of which mischiefs, we have thought fit, and accordingly do by this our Proclamation direct and require His Majesties Judges in their respective Circuits, and also His Majesties justices of peace in their respective Counties, that they do take care at the respective Assizes and Sessions hereafter to be held, that no Grand jury shall offer, nor any Clerk of the Crown, or Clerk of the peace shall receive any indictment, except for Felony, or Treason, or any presentment hereafter to be made, without the name of the prosecutor, with the addition of his quality and place of abode thereunto annexed; to the end that if upon tryal it shall appeare to the Court, that the said indictment or presentment was malicious, the said prosecutor may be punished according to Law
for



BY THE
FORD THE TENANT
AND
COUNCIL

Y. BERKLEY

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for such prosecution. And whereas the ascertaining and publishing of the fees of the abovesaid Officers may tend much to the ease and quiet of His Majesties Subjects; and to the preventing of all undue exactions upon them: We have thought fit herewith to publish the establishment made of fees due to the said Officers in the time of the Lord Vice-count Grandisons Government in this Kingdom and hereunder mentioned, which Establishment We do strictly require to be observed, and that the same be affixed in some publick place at every Assizes and quarter Sessions, and that no Clerke of the Crown, Clerke of the peace, Sheriff or Gaoler under the pain and penalty of extortion do take other, or greater fees than are therein established, except onely in such cases, where by any Statute other fees are allowed to the said Officers: And whereas there hath been a fee of Ten shillings usually taken by His Majesties Justices of Assize, upon the tender of any Traversers to such Indictments or Presentments as have been found before them, which doth occasion an increase of charge to His Majesties Subjects, who are often found innocent upon their Traversals; and doth hinder many persons from traversing such Indictments and Presentments as are causelessly prosecuted against them, the charge of being acquitted upon such traverses being commonly so great, that it is usually more easy to submit to a small fine for such offences, whereof they are really not guilty, than to traverse such Indictments: And we having conferred with His Majesties Judges herein, they have freely and unanimously offered for the further ease of His Majesties Subjects to remit the said fee of Tenshillings, which hath been formerly taken by them upon the tendering of such traverses, whereof we have thought fit to give this publick notice to all persons, who shall be hereafter concerned therein.

And whereas we are informed that the Offices of Clerke of the Crown, and Clerke of the peace are often let to Farme in several Counties of this Kingdom, which is not onely illegal, but also very inconvenient, and by reason thereof the execution of the said offices is often committed to insufficient persons, Indictments and Presentments are multiplied, and undue fees are exacted, We have thought fit hereby to require His Majesties Judges of Assize, and Justices of the peace of the respective Counties of this Kingdom to take care, that none of the said offices be let to farme, or executed by any persons, who do farme the same, but that the same be executed either by the respective Patentees of the said Offices, or by such able and sufficient Sworne Deputies, as shall be approved and allowed of by the said judges and justices. And in all cases where it shall appear to the said judges or justices, that any Indictments or Presentments are maliciously prosecuted before them, they are hereby required to proceed with all the severity that the law will admit against such prosecutors, and also to certifie unto Us the names of such persons, who shall so maliciously prosecute any such Presentments or Indictments, to the end they may be proceeded against and punished, as disturbers of the publick peace of this Kingdom: And the said judges and justices are also from time to time to certifie unto Us the names of such Clerks of the Crown, and Clerks of the Peace, as shall continue contrary to this our Proclamation to let to Farme their said Offices, or shall neglect or refuse to execute their said Offices themselves, or by such able and sufficient Deputies, as by the said Judges and Justices shall be approved and allowed of: And His Majesties Judges of Assize in the several Counties of their respective Circuits, are to cause this Proclamation and the said Establishment of fees, to be openly read in the hearing of the Countrey at the publick Assizes in every County, and the justices of the Peace in every County are to do the like at the Quarter-Sessions.

Given at the Council Chamber in Dublin, the 22th day of June 1670.

The Table of Fees.

Given at the Council Chamber in Delhi, the sixth day of Jyest 1870.

The Table of Fees.

Sheriffs Fees.

For all *Capias* at the Suite of the King, for Trespas or Contempt, as also for all *Capias* of Debt, Trespas or Demand at the Suite of the Subject, that the Sheriff shall have for every such *Capias* in causes as aforesaid. *Twelve pence Sterling*

viz.

For his *Warrant* ———— *Four pence*
For a *Bond* of bailement ———— *Four pence*
To the *Bayliff* that maketh the arrest 4 d.
For every *summons*, or *scire facias* at the Suite of the party as well upon the original process as upon judicial Record. *Six pence*
For the return and copy of any pannel. *Four pence*
For returning a *venire facias duodecim juratores*. *Eight pence*

For returning a *habeas corp.* ———— *Nine pence*
For a *distringas jurator*: with a *tales* ———— *Sixteen pence*
For writs of *Proclamations* containing five persons, or under for every Proclamation. *Three pence*

And if it contain more for every Proclamation. *Four pence*
For writs of execution, for debts or damage, every pound sterling under fifty. *Twelve pence*

And if it exceed in every pound ———— *Six pence*
For an *Inquisition* to inquire for damage or value of lands or goods *Three shillings four pence*
For writs of *Seisin* or possession, for all the lands contained in the writ. *Ten shillings*

And further consideration to be had of him by the Judges of the Court out of which the writ doth issue, if they shall find his pains to deserve it.
For writs of restitution of goods under the value of Twenty pounds. *Five shillings*

And if it be above Twenty pounds. *Ten shillings*
For proceeding and executing of and upon a writ of *Justicies*. *Three shillings nine pence*

For entering a *superfedeas* and the return thereof before Judgement. *Eighteen pence*
For a *superfedeas* after Judgement. *Twelve pence*

For extents upon *Statute-Staples Statute*. Merchants or recognizance if it exceed not one hundred pounds for every pound *Twelve pence*

If above one hundred pounds, six pence in the pound, until you come to two hundred *Six pence*

And for every pound above two hundred three pence in the pound, after that he receive the twelve pence in the first, and six pence in the second. *Three pence*

And these fees to be paid by the party upon the liberate and not before.

* Memorand.
this col. by
Statute Decimo
Caroli primi
is made 1001.

Fees in the Sheriffs Courts.

For a *Replevin* ———— *Eighteen pence*
For a *withernam* ———— *Eighteen pence*
For a writ or precept *de proprietat. proband.* *Eighteen pence*
For the *Inquisition* and verdict thereupon. *Two shillings*
For the return of a *Recordare* and plaint *Eighteen pence*
For entering a plaint ———— *Two pence*
For every *summons*, attachment, or distress before appearance *Three pence*
For every default after *Summons*, attachment or distress before appearance by way of issue, to the King for the first default *Three pence*
For the second default ———— *Six pence*
For the third default ———— *Nine pence*
And so beginning at three pence, six pence, nine pence as aforesaid, and so to renew and continue *ad infinitum* until appearance
For entering the *Defend. appearance*. ———— *Three pence*
For entering the *Declaration* ———— *Three pence*
For the *Copy* thereof ———— *Three pence*
For entering every plea or general issue. ———— *Three pence*
For entering the verdict and judgment ———— *Three pence*
For every process to summon a *Jury* to try the issue *Three pence*
For a precept of execution ———— *Twelve pence*
For an *Attorneys fee* during the suit ———— *Twelve pence*
For *blood-shed* ———— *Five shillings*
For *Battery* ———— *Two shillings six pence*

Fees for the Clerk of the Crown and Assizes in the Circuits.

For every one that appears upon any *Capias* upon an *Indictment* or presentment *Twelve pence*
For every one appearing upon an *alias Capias* *Two shillings six pence*
For every one appearing upon the *Exigent* *Four shillings*
For every one appearing upon a *plur. Cap.* *Three shillings four pence*
For every one appearing upon a *Capias utlagat* *Five shillings*
For every name in a *superfedeas* to such a writ *Eighteen pence*
For taking any *Recognizance* of the Peace, or for appearance at the next *Affizes* or *quarter-Sessions*, or within ten dayes or such like *Two shillings*
For entering appearance upon such a *Recognizance* *Twelve pence*
For taking a *Recognizance* of the good behaviour for ever *Three shillings four pence*
For cancelling such a *Recognizance*. ———— *Twelve pence*
For every *de die in diem* ———— *Four pence*
For every person that appears to find *Sureties* on his pardon *Five shillings*

229-1-10-12

For the purpose of the above, the following is a list of the names of the persons who have been named in the above:

the original, & well as upon
the same of the party as well upon
For every purpose, or (as it is
To the same, & in all the same

For the return and copy of any papers
For returning a written statement

For more of these without dominion—
For a religious instructor: with a talent—
For retaining a distant country.

And it contains more for every Pro-

For want of execution,
[illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]

For an infusion to reduce for gums
make of white of eggs or goods

of the Court

[illegible]

— deusq
buc 70 gams

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1957

Verdichtungen
von
H. C. Andersen

...transmission

to the King

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SUBJECT:

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During the late...

of the Crown

1944

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Fees for the
Clerk of the
Crown &c.
continued.

For every acquittal of treason by verdict Eight shillings
For every acquittal of Felony by verdict Five shillings
For every one pleading a pardon to an Indictment of Felony and for entering the plea, and making up the Record Five shillings
For enrolling the pardon thereon Five shillings
For every one discharged (by pleading a pardon) of Treason Eight shillings
For enrolling the pardon of Treason and making up the Record Ten shillings
If any be indicted of Treason and is to be discharged by Warrant, for entering the Warrant, judgement, and Record Ten shillings
If of Felony Five shillings
If of Trespass Eighteen pence
For every one allowed the benefit of cleargie, for making up the Record Five shillings
For a writ of Restitution of goods upon Felony or forcible entry and for the Seal Four shillings
For every one discharged by Proclamation in Treason, if it be upon an Indictment Three shillings four pence
If without Indictment Two shillings
If of Felony, and bill be preferred, and Ignoramus found by the grand Jury Two shillings
If without bill Indictment preferred Twelve pence
For every venire Nine pence
For every one submitting himself to the grace of the Court upon an Indictment of Trespass, for entering the submission, protestation, and discharge Two shillings six pence
If no more then four be contained in the Indictment Eighteen pence
If more than four for every one Fifteen pence
If for Recusancie Two shillings
For entering the traverse to every such Indictment of trespass, and for the bonds to traverse, if four and no more be contained in the Indictment Three shillings four pence
If above four, every one of them Two shillings
If for Recusancie Two shillings six pence
If the Traverse do go for them, they are to pay for the judgement and discharge being four and no more Three shillings four pence
If above four, for every one of them Two shillings
For making an Indictment of Treason Six pence
For making an Indictment of Felony Six pence
For making an Indictment of Trespass Six pence
For every one that hath a Copy of an Indictment of Trespass Twelve pence

For every one that is bound to the King for appearance, and dieth before the day of appearance and his surties plead his death, for entering the plea and allowance thereof Three shillings four pence
For every person returned into the King-Bench, wherein the partie is to have advantage, if the Certiorari be for one person Five shillings
If the Certiorari be for more than one then for every one Two shillings
For a dismissal upon an Indictment of Trespass, if it be insufficient in Law Two shillings
For every one committed by the Court for a contempt, or otherwise, and being not fined, is discharged, then for his discharge Twelve pence
But if he be discharged presently, then to pay but Six pence
For searching for a Record at the suite of the party, who suggesteth that he hath been formerly discharged, if it be within a year Four pence
For every year backward, that such search is made Four pence
For the copy of an Indictment upon a Statute Two shillings
For the copy of an Attainder of Felony, if the Clerk have good warrant to give it Five shillings
For the copy of an Attainder, of Treason, if the Clerk have good warrant to give it Ten shillings
For the copy of a Recognizance with a condition Nine pence
For entering the plea and enrolling of a charter being pleaded, and whereof allowance is required Thirteen shillings four pence
For every one that pleadeth Anter-voites acquit to an Indictment of Felony Five shillings
For the like plea to an Indictment of Treason Ten shillings
If any one be fined and afterwards be Remitted, for discharging the Fine Eighteen pence
For release of the Peace Twelve pence

Fees for the Clerk of the Peace.

For a copy of an Indictment of Trespass Twelve pence
For entering the plea to every Indictment of Felony or Trespass Two shillings
For a copy of an Indictment, if it be upon a Statute Three shillings four pence

Fees

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Fees for the
Clerke of the
Peace conti-
nued.

For a discharge of an Indictment of
Trespass, if it be not sufficient in
Law } Twelve pence

If the traverse be found for the
partie, he is to pay for entering the
judgement and discharge, if there
be not above three } Two shilling

If above three, for every one } Twelve p.

For every person that submitteth him-
self to the grace of the Court,
for entering his appearance and sub-
mission, and giving a discharge } Two shillings

For every person returned into the
Kings-bench upon a Certiorari,
wherein the partie is to have ad-
vantage, if the number exceed three,
for every one } Eighteen pence

If it be for one alone } Three shillings

For every mans acquittal of Tres-
pass, and giving discharge } Three shillings four pence

Gaolers Fees.

For a Committal } Twelve pence

For the enlargement of a Prisoner
for Treason and acquitted } Six shillings Eight pence

For the enlargement of a Prisoner for
Felony and acquitted } Three shillings four pence

For striking off the Irons of any
Prisoner } Blank

For a Prisoners Lodging, every night,
he having a good bed clean sheets
&c. } Four pence

For a Prisoners Diet per diem } Six pence

For a Prisoner acquitted by Procla-
mation } Nine pence

For the enlargement of a Servant for
misdeameanor towards his master
or mistress } Four pence

Item it shall not be lawfull for any
Gaoler to take from any Prisoner any
part of his Cloathes, or mony that
the Prisoner shall have about him at
the time of his Commitment, nor of
any Cloathes, meat or mony, that shall
be sent unto him by charitable people.

The first of these is the fact that the
 Government has not yet decided whether
 it will accept the offer of the
 British Government to purchase the
 ship. It is possible that the
 Government will accept the offer, but
 it is also possible that it will not.
 The second of these is the fact that
 the ship is not yet ready for service.
 It is possible that the ship will be
 ready for service by the time the
 Government decides whether to accept
 the offer, but it is also possible
 that it will not.